



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT
APPLICATION

In re: PATENT APPLICATION of:

Inventor(s): ENGEL et al.

Appln. No.: 09 | 523,455

Series Code ↑ | Serial No. ↑

Group Art Unit 1617

Examiner: S. JIANG

Atty. Dkt. P 264671

99/06 PH

M#

Client Ref

Filed: March 10, 2000

Title: METHOD FOR A PROGRAMMED
CONTROLLED OVARIAN STIMULATION
PROTOCOLR
C
EDO NOT USE FOR PROVISIONAL,
DIVISIONAL, CIP OR DESIGN
APPLICATIONS, OR REEXAMINATION OF
PATENTS#16
AKOMail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: May 19, 2003

RECEIVED
MAY 22 2003
TECH CENTER 1600/2900

Sir:

REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER RULE 114

Please continue the examination of this application.

PREREQUISITESThis application was filed on/after June 8, 1995, is not abandoned, and no court action has been filed, or if filed, it has been terminated.An issue fee **has not been** paid (unless a petition under Rule 313(c)(2) is also being filed -- see item 4 below).**Prosecution has been closed as defined in Rule 114(b).****Reply to any outstanding action must be enclosed or previously filed.**

This application is entitled under Rule 114 to withdrawal of any outstanding finality or of any allowance plus a new action by the Examiner. Consideration on the merits of each submission (e.g., IDS, Amendment, new arguments, new evidence, but not appeal/reply briefs themselves) filed herewith is respectfully requested.

Please consider the following before the next Official Action:

1. Please ☐ enter ☐ do not enter the Amendment filed
2. ☒ The enclosed new Amendment
3. ☐ Consider the arguments in the appeal brief filed ___ and reply brief filed
4. ☐ The issue fee has been paid, but this RCE is based on Rule 313(c)(2). See enclosed petition.
5. ☐ The enclosed Information Disclosure Statement
☐ IDS Letter ☐ Cited Appln ☐ Foreign Search Report/OA
☐ PTO-1449 ☐ Cited Documents
6. ☐ Please suspend action under Rule 103(c) for a period of ___ months (3 mos. Max) for which charge the required \$130 fee (fee code 098) to our Deposit Account (see below).
7. Petition is hereby made to extend the original due date of January 7, 2003 to (1 mo) \$110/\$55
cover the date this Request is filed. PLEASE CHARGE the requisite fee to our (2 mos) \$410/\$205
Deposit Account (see below) (3 mos) \$930/\$465
8. PLEASE CHARGE the Rule 17(e) (RCE) filing fee of ☒ \$750 (lg. ent.) ☐ \$375 (sm. ent.) plus any deficiency and any other fee due now or later to our Deposit Account No. 03-3975 under Order No. 98501 / 264671

NOTE: Rule 17(e) filing fee Cannot be deferred!
NO CLAIMS FEE REQUIRED unless you are adding claims by box 2 Amendment in which case cover this with PAT-120.

05/21/2003 AMONDAF1 00000120 033975 09532455

C# M#

01 FC:1801 750.00 CH

Pillsbury Winthrop LLP
Intellectual Property GroupP.O. Box 10500
McLean, VA 22102
(703) 905-2000

By Atty: Thomas A. Cawley, Jr., Ph.D.

Reg. No. 40944

Sig:

Fax: (703) 905-2500

Tel: (703) 905-2144

Atty/Sec: TAC/amx



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF

ENGEL *et al.*

Appln. No.: 09/523,455

Filed: March 10, 2000

Group Art Unit: 1617

Examiner: S. JIANG

#17
RECEIVED
MAY 22 2003
5-2303
TECH CENTER 1600/2900

Title: METHOD FOR A PROGRAMMED CONTROLLED OVARIAN
STIMULATION PROTOCOL

May 19, 2003

* * * * *

RESPONSE TO FINAL REJECTION

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the official action dated November 26, 2002, wherein the pending claims were rejected under 35 U.S.C. §103. The applicants respectfully traverse in view of the following amendments and remarks.